



The Punjab Special Powers (Press) Act, 1956

Act 38 of 1956

Keyword(s):

Public Harmony, Public Order, Printer, Publisher, Editor

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Arrangement of sections

Sections

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news-Papers, etc.
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THE PUNJAB SPECIAL POWERS (PRESS)
ACT, 1956.

(PUNJAB ACT NO. 38 OF 1956.)

[Received the assent of the President of India on the 19th October, 1956, and first published for general information in the Punjab Government Gazette (Extraordinary) of the 25th October, 1956.]

1	2	3	4
Year	No.	Short Title	Whether affected by later legislation.
1956	38	1The Punjab Special powers (press) Act, 1956.	Extended to the territories which, immediately before the 1st November, 1956, were comprised in the State of Patiala and East Punjab States Union by Punjab Act No. 5 of 1957. 2 Amended by— Punjab Act No. 40. of 1957. 3 Punjab Act No. 29 of 1960. 4

BE it enacted by the Legislature of the State of Punjab in the Seventh Year of the Republic of India as follows:—

1. (1) This Act may be called the Punjab Special Powers (Press) Act, 1956.

Short title, extent and commencement.

(2) It extends to the State of Punjab.

(3) It shall come into force at once.

1(For Statement of Objects and Reasons, see *Punjab Government Gazette* (Extraordinary), 1956, page 1149.

2For Statement of Objects and Reasons, see *Punjab Government Gazette* (Extraordinary), 1957, page 339.

3 For Statement of Objects and Reasons, see *Punjab Government Gazette* (Extraordinary) 1957, page 1662.

4. For Statement of Objects and Reasons, see *Punjab Government Gazette* (Extraordinary). 1960 page 1913.

Power to con-
trol publication.

2. (1) The State Government or any authority so authorised in this behalf if satisfied that such action is necessary for the purpose of preventing or combating any activity prejudicial to the maintenance of communal harmony affecting or likely to affect public order may, by order in writing addressed to a printer, publisher or editor,—

- (a) prohibit the printing or publication in any document or any class of documents of any matter relating to a particular subject or class of subjects for a specified period or in a particular issue or issues of a newspaper or periodical:

Provided that no such order shall remain in force for more than two months from the making thereof ¹[unless before the expiry of such period the State Government, by an order made in the like manner, extends it by any period not exceeding two months at a time as it thinks fit so, however, that the total period of the original order does not exceed six months]:

Provided further that the person against whom the order has been made may within ten days of the passing of this order make a representation to the State Government, which may on consideration thereof modify, confirm or rescind the order ;

- (b) require that any matter, covering not more than two columns, be published in any particular issue or issues of a newspaper or periodical on payment of adequate remuneration, and may while doing so, specify the period (not exceeding one week) during which and the manner in which such publication shall take place ;
- (c) require that any matter relating to a particular subject or class of subjects, shall before publication be submitted for scrutiny by an authority appointed by the State Government in its behalf and published only in accordance with the directions given thereat.

¹Added by Punjab Act No. 29 of 1960, section 2.

(2) In the event of disobedience of an order under this section, the State Government or the authority issuing the order may, without prejudice to the other penalty to which the person guilty of the disobedience is liable under this Act, order the seizure of all copies of any publication concerned and of any printing press or other instrument or apparatus used in the publication.

3. (1)¹[The State Government or any authority authorised by it in this behalf, if satisfied that such action is necessary for the purpose of preventing or combating any activity prejudicial to the maintenance of communal harmony affecting or likely to affect public order, may, by order notified in the official Gazette, prohibit the bringing into Punjab of any newspaper, periodical, leaflet, or other publication :

Power to prohibit entry into Punjab of newspapers etc.

Provided that no such order shall remain in force for more than two months from the making thereof ²[unless before the expiry of such period the State Government, by an order made in the like manner, extends it by any period not exceeding two months at a time as it thinks fit so, however that the total period of the original order does not exceed six months]:

Provided further that a person aggrieved by such order may, within ten days of the passing thereof, make a representation to the State Government which may on consideration thereof modify, confirm or rescind the order.

(2) In the event of disobedience of an order under this section, the State Government or the authority issuing the order, may, without prejudice to the other penalty to which the person guilty of the disobedience is liable under this Act, order the seizure of all copies of any newspaper, periodical, leaflet or other publication concerned.

1. Substituted by Punjab Act No. 40 of 1957 section 2.

2. Added by Punjab Act No. 29 of 1960, section 2.

Penalty.

4. Whoever contravenes, disobeys or neglects to comply with any order, made or direction given under section 2 and 3 of this Act, shall, on conviction, be liable to be punished with imprisonment of either description which may extend to one-year or with fine up to one thousand rupees or with both.